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*Attorney for Defendant Arnold Palacios in his Official Capacity*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN MARIANA ISLANDS**

Imperial Pacific International (CNMI) LLC;  
Best Sunshine International Ltd (BVI),

Plaintiffs,

v.

Commonwealth of the Northern Mariana  
Islands;  
Commonwealth Casino Commission;  
Arnold Palacios, Governor of CNMI, in his  
official and personal capacities;  
Edward Deleon Guerrero, Chairman of CCC, in  
his official and personal capacities;  
Rafael S. Demapan, Vice Chairman of CCC, in  
his official and personal capacities;  
Mariano Taitano, Commissioner of CCC, in his  
official and personal capacities;  
Does 1–10, Inclusive,

Defendants.

**CIVIL CASE NO. 1:24-cv-00001**

**MOTION TO DISMISS SECOND  
AMENDED COMPLAINT AS TO  
DEFENDANT ARNOLD PALACIOS IN  
HIS OFFICIAL CAPACITY PURSUANT  
TO RULE 12(b)(6) OF THE FEDERAL  
RULES OF CIVIL PROCEDURE**

Hearing date:

Hearing time:

Judge: Hon. David O. Carter  
:

1 Defendant Arnold Palacios, Governor of CNMI, in his official capacity, hereby moves, pursuant  
2 to Rule 12(b)(6) of the Federal Rules of Civil Procedure, for the above-captioned action to be  
3 dismissed with prejudice as against him.

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5 Pursuant to Appendix A of this Court's Local Rules, service of this motion is accomplished on  
6 all parties and counsel by the *Notice of Electronic Filing*.

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8 Dated: August 13, 2024

Respectfully submitted,

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10 OFFICE OF THE GOVERNOR

11 \_\_\_\_\_  
12 /s/  
13 Brendan Layde  
14 Legal Counsel  
15 Attorney for Defendant Arnold Palacios in  
16 his Official Capacity  
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